

DEPARTMENT OF TOXIC SUBSTANCES CONTROL
HAZARDOUS WASTE MANAGEMENT PROGRAM
MANAGEMENT MEMO RESCISSION DOCUMENT

MANAGEMENT MEMO: # EO-92-001-MM

TITLE: Admissions of Violations in Enforcement Actions

AFFECTED PROGRAMS: Hazardous Waste Management Program
Office of Legal Counsel and Investigations

STATEMENT OF RESCISSION:

Management Memo # EO-92-001-MM is hereby rescinded for the following reason(s):

This management memorandum sets forth the Department of Toxic Substances Control's (DTSC's) policy to require admission language for egregious cases, violations that endanger public health and safety and the environment, or for violations committed by a recalcitrant violator. This management memo applies to administrative enforcement orders and to civil actions brought on behalf of the DTSC by the Attorney General; it does not apply to cases referred to district attorneys for prosecution.

Admissions of Violations in Enforcement Actions is included in the Enforcement Response Policy, effective July 25, 2002. The co-existence of two DTSC documents addressing the same issue would be confusing, creating the potential for inconsistent or conflicting guidelines for enforcement. Because the need for this management memo has been eliminated, DTSC is hereby rescinding Management Memo # EO-92-001-MM.

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July 30, 2002

Date

[original signed by Watson Gin]

Watson Gin

Deputy Director